

67<sup>TH</sup> CONGRESS,  
1<sup>ST</sup> SESSION.

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Calendar No. 2.  
**S. 535.**

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IN THE SENATE OF THE UNITED STATES.

APRIL 12, 1921.

Mr. KELLOGG introduced the following bill; which was read twice and referred to the Committee on Interstate Commerce.

APRIL 18 (calendar day, APRIL 19), 1921.

Reported by Mr. KELLOGG, with amendments.

[Omit the part struck through and insert the part printed in italic.]

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**A BILL**

To prevent the unauthorized landing of submarine cables in the  
United States.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That no person shall land *or operate* in the United States any  
4       submarine cable directly or indirectly connecting the United  
5       States with any foreign country, or connecting one portion  
6       of the United States with any other portion thereof, unless  
7       a written license to land *or operate* such cable has been issued  
8       by the President of the United States: *Provided, however,*  
9       *That any cable now laid within the United States without a*  
10      *license granted by the President may continue to operate*  
11      *without such license for a period of thirty days from the date*  
12      *of the approval of this Act.*

1       ~~SEC. 2. That the President may withhold such license~~  
2   ~~when in his judgment such action promotes the interest~~  
3   ~~of the United States, or may grant such license upon such~~  
4   ~~terms and conditions as in his judgment promote the interests~~  
5   ~~of the United States.~~

6       *SEC. 2. That the President may withhold or revoke*  
7   *such license when he shall be satisfied that such action will*  
8   *assist in securing rights for the landing or operation of cables*  
9   *in foreign countries, or in maintaining the rights or interests*  
10   *of the United States or of its citizens in foreign countries, or*  
11   *will promote the security of the United States, or may grant*  
12   *such license upon such terms as shall be necessary to assure*  
13   *just and reasonable rates and service: Provided, That the*  
14   *license shall not contain terms or conditions which will pre-*  
15   *vent the issuance of other licenses.*

16       SEC. 3. That the President is empowered to prevent  
17   the landing of any cable about to be landed in violation of  
18   this Act. Any district court of the United States exercising  
19   jurisdiction in the district in which any cable is about to  
20   be landed in violation of this Act, or has been landed in viola-  
21   tion of this Act, shall have jurisdiction to enjoin the landing  
22   of such cable, or to compel by injunction the removal of such  
23   cable. If a license to land a cable shall be granted under  
24   this Act, and if the conditions of such license shall not be  
25   complied with, any district court of the United States exercis-

1 ing jurisdiction in the district in which such cable shall  
2 have been landed shall have jurisdiction by injunction to  
3 prevent the operation of such cable or cause the removal  
4 thereof.

5 SEC. 4. That whoever wittingly commits, instigates,  
6 or assists in any act forbidden by section 1 of this Act shall  
7 be guilty of a misdemeanor and shall be fined not more  
8 than \$5,000, or imprisoned for not more than one year, or  
9 both.

10 SEC. 5. That the term "United States" as used in  
11 this Act includes the Canal Zone and all territory, continen-  
12 tal or insular, subject to the jurisdiction of the United States  
13 of America.

14 *SEC. 6. That no vested right shall accrue to any Gov-*  
15 *ernment, person, or corporation under the terms of this Act*  
16 *that may not be changed, modified, or amended by the*  
17 *Congress.*

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